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Attorneys for Plaintiff
United States of America

IN THE UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF CALIFORNIA

UNITED STATES OF AMERICA,

Plaintiff,

v.

CYNTHIA SEELEY,

Defendant.

CASE NO. 2:20-CR-00202 WBS

STIPULATION REGARDING EXCLUDABLE
TIME PERIODS UNDER SPEEDY TRIAL ACT;
FINDINGS AND ORDER

DATE: April 12, 2021
TIME: 9:00 a.m.
COURT: Hon. William B. Shubb

STIPULATION

Plaintiff United States of America, by and through its counsel of record, and defendant, by and through defendant's counsel of record, hereby stipulate as follows:

1. By previous order, this matter was set for status on April 12, 2021.
2. By this stipulation, defendant now moves to continue the status conference until May 10, 2021 at 9:00 a.m., and to exclude time between April 12, 2021, and May 10, 2021 at 9:00 a.m., under Local Code T4.
3. The parties agree and stipulate, and request that the Court find the following:
 - a) Defense counsel requires additional time in order to meet with his client in person to further review the discovery and discuss defense strategy and potential resolutions. Meetings have been prevented by the COVID-19 pandemic but appear to be safe at this time, and counsel hopes to meet in person with Ms. Seeley prior to the May 10 hearing to answer questions and

1 review discovery. Counsel for defendant believes that failure to grant the above-requested
2 continuance would deny him the reasonable time necessary for effective preparation, taking into
3 account the exercise of due diligence.

4 b) The government does not object to the continuance.

5 c) Based on the above-stated findings, the ends of justice served by continuing the
6 case as requested outweigh the interest of the public and the defendant in a trial within the
7 original date prescribed by the Speedy Trial Act.

8 d) For the purpose of computing time under the Speedy Trial Act, 18 U.S.C. § 3161,
9 et seq., within which trial must commence, the time period of April 12, 2021 to May 10, 2021 at
10 9:00 a.m., inclusive, is deemed excludable pursuant to 18 U.S.C. § 3161(h)(7)(A), B(iv) [Local
11 Code T4] because it results from a continuance granted by the Court at defendant's request on
12 the basis of the Court's finding that the ends of justice served by taking such action outweigh the
13 best interest of the public and the defendant in a speedy trial.

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4. Nothing in this stipulation and order shall preclude a finding that other provisions of the Speedy Trial Act dictate that additional time periods are excludable from the period within which a trial must commence.

IT IS SO STIPULATED.

Dated: April 6, 2021

PHILLIP A. TALBERT
Acting United States Attorney

/s/ SHELLEY D. WEGER
SHELLEY D. WEGER
Assistant United States Attorney


Dated: April 6, 2021

/s/ TIMOTHY ZINDEL
TIMOTHY ZINDEL
Counsel for Defendant
CYNTHIA SEELEY

FINDINGS AND ORDER

IT IS SO FOUND AND ORDERED.

Dated: April 8, 2021


WILLIAM B. SHUBB
UNITED STATES DISTRICT JUDGE